

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors	:	REES, Frank L.
Serial No.	:	PCT/US2004/039909
Filed	:	24 November 2004
For	:	GAUSS-REES PARAMETRIC ULTRAWIDEBAND SYSTEM
Priority Date	:	25 November 2003
Examiner	:	LOBO, Ian J.

Honorable Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SECOND PETITION TO INVOKE THE
SUPERVISORY AUTHORITY OF THE COMMISSIONER**

S I R :

On July 26, 2007, Applicant filed a Petition to Invoke the Supervisory Authority of the Commissioner.

This Petition, pursuant to 37 CFR 1.181, requests that the Commissioner to require advancement of this 2004 PCT case. In this application, the following has occurred.

First, on 8 March 2006, the Examiner issued an invitation to pay additional fees on grounds of multiple species (lack of unity of invention). Applicant timely filed a Protest, and it was not until 29 November 2006 that a Decision was issued, finding that the Protest was justified. The Protest Decision came after repeated telephone calls to the Office.

Second, after the Protest Decision, it was understood that the file was to be sent to the Examiner, but repeated calls to the Office did not result in examination. Thus, Applicant filed a first Petition to Invoke the Supervisory Authority of the Commissioner to seek advancement of the application. On October 1, 2007, the PTO granted said Petition. According to the Decision in the First Petition to Invoke Supervisory Authority, a copy of the file had been forwarded to the Examiner. Thereafter, no examination has occurred.

Therefore, Applicant is filing this second Petition seeking advancement of the application.

Applicant is entitled to timely and proper examination. It is respectfully submitted that the PTO as the receiving office of the PCT should have been able to issue an examination report in less time than 3 years and four months.

In view of the foregoing, Applicant respectfully Petitions the Commissioner to exercise supervisory authority to require advancement of this patent application, to have examination conducted, or to take some action in the above-identified application.

The Commissioner is hereby authorized to charge any fees associated with the above-identified patent application or credit any overcharges to Deposit Account No. 50-0235.

Please direct all correspondence to the undersigned at the address given below.

Respectfully submitted,



Date: March 17, 2008

P.O. Box 7131
Chicago, IL 60680-7131
(312) 240-0824

Peter K. Trzyna
(Reg. No. 32,601)